

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

FILED
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2005 FEB 25 P 3: 16

JUE ZHANG,
Plaintiff,

v.

MICHAEL P. GOLDFINGER, M.D., and
SHRAGA N. GOLDBERG, M.D.,
Defendants.

C.A. NO. 04-12735PBS

U.S. DISTRICT COURT
DISTRICT OF MASS

STIPULATION OF DISMISSAL WITH PREJUDICE AND JOINT MOTION FOR
SEPARATE AND FINAL JUDGMENT PURSUANT TO FED. R. CIV. P. 54 (b) WITH
RESPECT TO THE DEFENDANT, MICHAEL P. GOLDFINGER, M.D. ONLY

Now come the plaintiff, Jue Zhang, and the defendant, Michael P. Goldfinger, M.D., parties to the above-entitled action and, and pursuant to Fed. R. Civ. P. 41(a)(1)(ii), hereby stipulate and agree that all claims asserted by the plaintiff in the above-entitled action against the defendant, Michael P. Goldfinger, M.D., shall be dismissed with prejudice, with each party to bear his/her own costs and attorneys fees, and with all rights of appeal waived. This stipulation applies to Michael P. Goldfinger, M.D. *only*. This stipulation is not the result of a monetary payment between the parties. The parties hereby jointly move this honorable court for entry of separate and final judgment as to the defendant Michael P. Goldfinger, M.D. *only*.

The Defendants,
MICHAEL P. GOLDFINGER, M.D., and
SHRAGA N. GOLDBERG, M.D.,
By their Attorneys,

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The Plaintiff,
JUE ZHANG,
By her Attorneys,

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Zachary Lang, Esq. BBO #652055
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CERTIFICATE OF SERVICE
I hereby certify that a true copy of the
above document was served upon the
attorney of record for each other party
by mail-hand on 2/24/05